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ILLINOIS COMMERCE COMMISSION

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Before the

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ILLINOIS COMMERCE COMMISSION

CHIEF CLERK'S OFFICE

In the Matter of Teligent Services, Inc.)

Petition for Extension of Temporary)
Waiver of 83 Ill. Adm. Code Parts)
725.500(o) and 725.620(b))

Docket No.

00-0496

PETITION FOR EXTENSION OF WAIVER

Teligent Services, Inc. ("TSI"), pursuant to 83 Ill. Adm. Code 200 and 725.101, hereby petitions the Commission for an extension of the temporary waiver of 83 Ill. Adm. Code 725.500(o) and 725.620(b). In support of this petition, TSI states as follows:

1. TSI is an authorized telecommunications carrier that provides competitive local exchange and interexchange services within the State of Illinois pursuant to Section 13-403, 13-404 and 13-405 of the Illinois Public Utilities Act. In 1999, TSI was formed as a wholly-owned subsidiary of Teligent, Inc. ("Teligent"), to serve as Teligent's operating company throughout the United States. At that time, Teligent was authorized to provide competitive local exchange and interexchange services within the State of Illinois pursuant to Section 13-403, 13-404 and 13-405 of the Illinois Public Utilities Act. In those states that permitted transfers of operating authority, Teligent transferred its operating authority to TSI. In Illinois, however, transfers of operating authority are not permitted, and TSI had to seek new authority with the understanding that Teligent would surrender its authority and TSI would assume Teligent's operations. TSI was granted its

operating authority on September 9, 1999 (Docket No. 99-0278). Teligent's authority was cancelled on February 9, 2000.

2. On July 22, 1998, prior to Teligent surrendering its authority and prior to TSI receiving its authority, the Commission granted Teligent a waiver of Sections 725.500(o) and 725.620(b). *See* July 22, 1998 Order in Docket No. 98-0327 ("Original Order"). On July 28, 1999, after TSI filed its application for authority, but prior to the grant of TSI's authority, the Commission granted Teligent and TSI an extension of the waiver. *See* July 28, 1999 Order in Docket No. 99-035 ("Initial Extension Order") (Copies of the Original Order and the Initial Extension Order are attached hereto as Exhibit A). Pursuant to the Initial Extension Order, TSI, upon receiving its grant of authority, is the transferee of the extension of the waiver for the remainder of the extension period. *See Initial Extension Order* at 3 (item 10).
3. Section 725.500(o) requires each 9-1-1 system to be provided with call boxes to adequately serve a system in the event that the central office is isolated from the control office or the selective router. Call boxes shall only be provided to central offices and those remote central offices that have the capability to stand alone and function when severed from the host central office. Section 725.620(b) sets forth certain technical requirements with respect to the call boxes.
4. The grounds for the grant of the waiver are unchanged since the Commission originally granted -- and subsequently extended -- the waiver. In short, as stated by the Initial Extension Order, it is "technically infeasible" for facilities-based competitive local exchange carriers such as TSI to comply with Section 725.500(o) and 725.620(b). *See Initial Extension Order* at 2 (item 4). Unlike incumbent local exchange carriers, which

have switching equipment in virtually all of their central offices, TSI has only one switch, which is located in downtown Chicago and serves all of TSI's customers in the Chicago area. Sections 725.500(o) and 725.620(b) did not envision a single central office serving multiple PSAPs, as TSI currently does. Although TSI can install the required call box, there is presently no single PSAP responsible for 9-1-1 calls made by TSI's customers, and therefore no single entity to whom a call box key may be entrusted. Furthermore, it is not practical for a suburban PSAP to travel to downtown Chicago to dispatch 9-1-1 calls. If more than one PSAP were isolated from TSI's central office, multiple PSAPs would try to field calls from a single call box. Furthermore, even if only one PSAP was isolated from TSI's central office and had the call box key, the system would still not function effectively. Once the call box was activated, 9-1-1 calls to all of the PSAPs connected to TSI would be routed to the call box, not just those calls disconnected from the central office. The PSAP activating the call box becomes responsible for directing emergency services to all of the other PSAPs, who may be miles apart and totally unfamiliar with each other's services.

5. As noted in the Original Order and Initial Extension Order, the initial waiver and the waiver extension were limited to one year in length because it was then-contemplated that this issue would be resolved within one year. As of today, the issue has not been resolved and Parts 725.500(o) and 725.620(b) would still apply to TSI absent a waiver.
6. For the same reasons that the original waiver and the initial waiver extension were granted, the waiver should be extended for one additional year.
7. TSI respectfully requests the waiving of a hearing in this matter because (a) the Commission has previously considered the issues raised in this request, (b) the

information necessary for granting an order in this matter is included herein and/or already a matter of Commission record, and (c) a hearing would impose upon Commission staff and TSI an unnecessary administrative burden.

WHEREFORE, TSI respectfully requests that it be granted an extension of the waiver from compliance with Parts 725.500(o) and 725.620(b).

Respectfully submitted,

TELIGENT SERVICES, INC.

By: _____
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Counsel to Teligent Services, Inc.

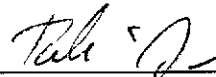
July 12, 1999

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Respectfully submitted,

TELIGENT SERVICES, INC.

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P.O. Box 407
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Counsel to Teligent Services, Inc.

July 10, 1999

VERIFICATION

I, Victoria Schlesinger, being first duly sworn, depose and state that I am a Senior Regulatory Counsel and Assistant Secretary for Teligent Services, Inc., that I have read the foregoing Petition for Extension of Waiver, and that the facts stated therein are true and correct to the best of my knowledge, information, and belief.


Victoria Schlesinger

Subscribed and sworn to before me this 10th day of ^{July}~~June~~ 2000.


Notary Public

My Commission expires: May 31, 2002

City/County of Fairfax Commonwealth/State of Virginia
Sworn to and subscribed before me this 10th day
of July, ~~19~~2000 Witness my hand and official seal.

 Notary Public

